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6 IN THE UNITED STATES DISTRICT COURT  
7 DISTRICT OF ARIZONA

8 United States of America,

**No. 08-7033-M**

9  
10 Plaintiff,

**ORDER**

11 vs.

**(First Request)**

12 Julio Gonzalez-Cervantes,

13 Defendant.  
14

15 HAVING considered Defendant Julio Gonzalez-Cervantes' Motion to Extend  
16 Time to Indict and good cause having been shown;


17 THE COURT makes the following findings:

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- 19 1. Counsel for defendant has only recently been appointed;
  - 20 2. The defendant earnestly wishes to consider the plea offer extended by  
the government;
  - 21 3. The defendant wishes to investigate possible defenses prior to  
22 considering the government's plea offer;
  - 23 4. The government's plea offer, if accepted by the defendant and then the  
24 court, would likely reduce defendant's exposure to a significant term  
of imprisonment;
  - 25 5. If the defendant does not timely accept the plea offer prior to  
26 indictment, the government will withdraw said plea offer and any  
subsequent plea offer after indictment would likely be less  
27 advantageous to the defendant;

28 . . .

- IT IS HEREBY ORDERED** that defendant's Motion to Extend Time for Indictment requesting an extension of thirty (30) days within the government may seek to indict defendant, is hereby granted.

**IT IS FURTHER ORDERED** that pursuant to the Speedy Trial Act, 18 U.S.C. § 3161, the Government shall have an extension of thirty (30) days to file a timely Indictment. Excludable time shall begin to run on the 31st day after arrest for a period of thirty (30) days in which the Government may present the case to the grand jury.

  
Lawrence O. Anderson  
United States Magistrate Judge